



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION OF LYNN WEIDENFELLER

APPLICANT: Karlheinz DORN et al. GROUP ART UNIT: 2151
SERIAL NO.: 09/215,732 EXAMINER: C. Anya
5 FILING DATE: December 18, 1998 CONFIRMATION NO.: 1714
INVENTION: "INTERPRETIVE NETWORK DAEMON IMPLEMENTED
BY GENERIC MAIN OBJECT"

RECEIVED

10 Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JUN 04 2004

Technology Center 2100

S I R:

I, LYNN WEIDENFELLER, declare and state as follows.

1. I am supervisor of the Patent Docketing Department for the firm of
15 Schiff Hardin LLP.

2. When a paper is received from the Patent and Trademark Office
setting a date on which a response thereto is due, I, or those under my
supervision, make respective entries at three separate locations indicating the
due date.

20 3. A first of these locations is on the front of the application file for the
application which is maintained by the firm of Schiff Hardin LLP.

4. A second of these locations is in the computerized docket which is
maintained under my supervision in the firm of Schiff Hardin LLP.

25 5. A third of these locations is in a book wherein all mailings from the
Patent and Trademark Office to the firm of Schiff Hardin LLP are recorded by
entering the due date therefor. An entry is made in this book for the date on
which the document should be mailed to the Patent and Trademark Office, and a
further entry is made at the same location at the time that a response is mailed

to the Patent and Trademark Office. Another entry is made when the acknowledgement of receipt of the response by the Patent and Trademark Office (the return postcard) is received by Schiff Hardin LLP from the Patent and Trademark Office.

5 6. Attached hereto as Exhibit "A" is a copy of the front of the file for the above-referenced application maintained at the firm of Schiff Hardin LLP. The file refers to the firm of Hill & Simpson because the members of the firm of Hill & Simpson responsible for this application have become members of the firm of Schiff Hardin LLP, and the file was transferred from the firm of Hill & Simpson
10 to the firm of Schiff Hardin LLP. If an Office Action had been received shortly after December 31, 2002, an entry would have been made in the "Action Dated" column and the response date therefor would have been indicated in the "Amendment Due" column. As can be seen from Exhibit "A" no such entries were made, thereby indicating that no such Action was received.

15 7. Attached hereto as Exhibit "B" are printouts of the computer docket for the above-referenced application. If an Office Action had been received shortly after December 31, 2002, an entry would have been made under the "Amendment Due" column. As can be seen from Exhibit "B", no such entry has been made, indicating that such an Action was never received.

20 8. Attached hereto as Exhibit "C" is a copy of the book which is maintained under my supervision to record all mailings from the Patent and Trademark Office, the relevant page thereof showing all items which were due to filed in the Patent and Trademark Office on March 31, 2003. If an Office Action had been mailed on December 31, 2002, an entry would have been made on
25 this page below the entry for March 31, 2003, indicating that a response thereto was due in the Patent and Trademark Office on March 31, 2003. As can be seen from Exhibit "C", no such entry exists, and this indicates that such an Action was not received.

9. The above represents my search of the docket records for the firm of Schiff Hardin LLP, which indicates that the Office Action mailed December 31, 2002 was not received.

10. I have also reviewed the file for the above-referenced application
5 maintained at the firm of Schiff Hardin LLP, and I do not find any unentered Office Action mailed December 31, 2002 in that file, thereby indicating it was not received.

11. I hereby declare that all statements made herein of my own
10 knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the
15 application, any patent issued thereon, or any patent to which this verified statement is directed.

DATE: May 26, 2004

Lynn Weidenfeller
LYNN WEIDENFELLER

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